

PUBLIC HEARING
PROPOSED REPEAL OF LOCAL LAW #2-1995
“FLOOD DAMAGE PREVENTION”
WEDNESDAY, MAY 6, 2009, 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Town Attorney Blythe, Highway Superintendent Fayo, Deputy Police Chief Hovey, Sanitary Superintendent Egitto, Assessor Wiley

SALUTE TO FLAG

Supervisor Green called to order the Public Hearing regarding the proposed repeal of Local Law 2-1995 entitled “Flood Damage Prevention Local Law”. He explained that FEMA required certain wording in our laws in order for residents to qualify for national flood plain insurance, so the Town Board is repealing the existing law and replacing it with new flood plain management regulations.

The Town Clerk presented proof of publication as required by law.

Hearing no one wishing to speak, Supervisor Green entertained a motion to close the Public Hearing.

MOTION: CLOSE PUBLIC HEARING

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor close the Public Hearing in the matter of repealing Local Law #2-1995 of the Town Code of the Town of New Windsor, entitled “Flood Damage Prevention”.

Roll Call: All Ayes

Motion Carried: 5-0

MOTION: AUTHORIZE SUPERVISOR TO EXECUTE ENVIRONMENTAL ASSESSMENT FORM (EAF) AND ADOPT NEGATIVE DECLARATION – REPEAL OF LOCAL LAW 2-1995 – FLOOD DAMAGE PREVENTION

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the following resolution:

WHEREAS, heretofore the Town Board has considered the adoption of a local law entitled: A local law repealing Local Law #2-1995 of the Town Code of the Town of New Windsor entitled "Flood Damage Prevention"; and,

WHEREAS, this is an action subject to SEQR; and,

WHEREAS, the Town Board as the sole involved agency assumes lead agency status, and as such has caused to be prepared a long Environmental Assessment Form ("EAF"); and,

WHEREAS, on May 6, 2009 the Town Board has conducted a public hearing on the proposed local law and heard all persons interested in the subject matter of the same,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Supervisor is hereby authorized to sign the EAF, and
2. That after considering all of the information presented to it including the EAF, the Town Board determines that the adoption of this local law will not result in any significant adverse environmental impacts and does hereby adopt the Negative Declaration annexed hereto.

Roll Call: All Ayes

Motion Carried: 5-0

PUBLIC HEARING
PROPOSED REPEAL OF LOCAL LAW #2-1995
“FLOOD DAMAGE PREVENTION”
WEDNESDAY, MAY 6, 2009, 7:00 P.M.

**MOTION: ADOPT LOCAL LAW – REPEAL LOCAL LAW 2-1995 ENTITLED “FLOOD
DAMAGE PREVENTION”**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the following:

WHEREAS, heretofore the Town Board has considered the adoption of a local law entitled: A local law repealing Local Law #2-1995 of the Town Code of the Town of New Windsor entitled "Flood Damage Prevention", and

WHEREAS, following due notice the Town Board held a public hearing on May 6, 2009 on the proposed local law,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Town Board does hereby adopt this local law entitled: A local law repealing Local Law #2-1995 of the Town Code of the Town of New Windsor entitled "Flood Damage Prevention", which said local law shall be effective upon publication, posting and filing in the office of the Secretary of State in Albany.

Roll Call: All Ayes

Motion Carried: 5–0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc